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20879-4000

BRUCE E. WEIR
ATTORNEY AT LAW

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JUN 08 2006

FACSIMILE TRANSMISSION

To: Office of Petitions	Fax Number: 1-571-273-8300
Company : United States Patent & Trademark Office	

From : Bruce E. Weir	Fax Number : 301-977-6009
Sent : 6/8/06 at 4:34:20 PM	Pages including cover page: 15

Subject : Status Inquiry Regarding Petition for Revival for Ser. No. 09/578,168

Message: Please see attached Status Inquiry and supporting documentation.

THE INFORMATION CONTAINED IN THIS FACSIMILE IS CONFIDENTIAL AND MAY ALSO CONTAIN PRIVILEGED ATTORNEY-CLIENT INFORMATION OR WORK PRODUCT. THE INFORMATION IS INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY TO WHOM IT IS ADDRESSED. IF YOU ARE NOT THE INTENDED RECIPIENT OR THE EMPLOYEE OR AGENT RESPONSIBLE FOR DELIVERING THIS INFORMATION TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY USE, DISSEMINATION, DISTRIBUTION, OR COPYING OF THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THE FACSIMILE IN ERROR, PLEASE IMMEDIATELY NOTIFY US BY TELEPHONE AND RETURN THE ORIGINAL MESSAGE TO US AT THE ADDRESS ABOVE VIA THE U.S. POSTAL SERVICE. THANK YOU.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 09/578,168 Confirmation No. 5023
Applicant : Elizabeth IFTIKHAR
Filed : 05/22/2000
TC/A.U. : 3712
Examiner : N/A
Docket No. : 0198
Customer No. : 32366

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Attention: Office of Petitions
Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

VIA FACSIMILE (571)-273-8300

**STATUS INQUIRY REGARDING PETITION FOR REVIVAL OF AN
APPLICATION FOR PATENT ABANDONED UNINTENTIONALLY**

Sir:

Laurence Weinberger, Esq. (Reg. No. 27,965) filed the above-referenced utility patent application on behalf of Elizabeth Iftikhar on 05/22/2000. The applicant has grown concerned about the status of her application and appointed me attorney of record on 11/11/2005.

My review of the file wrapper shows a Notice to File Missing Parts was, according to Office records, mailed to Mr. Weinberger on 08/02/2000. No response appears in the file, and a Notice of Abandonment was mailed to Mr. Weinberger on 05/06/2002.

Page 1 of 3

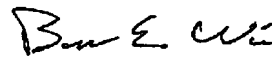
Application No. 09/578,168
Status Inquiry dated 06/08/2006

As evidenced by the attached Response to Notice to File Missing Parts, Mr. Weinberger states that he never received the Notice to File Missing Parts. He did, however, receive the Notice of Abandonment, and states that he responded on 03/14/2003 by filing both the attached Petition for Revival of an Application for Patent Abandoned Unintentionally and the attached Petition to Recover Fees.

None of Mr. Weinberger's 03/14/2003 filings appear in the file wrapper. Mr. Weinberger tells me that he has been waiting for a response from the Office of Petitions. I have not received any response to Mr. Weinberger's petitions either.

The applicant never intended to abandon this application and urgently wishes to proceed with examination. What has happened to Mr. Weinberger's petitions? Were they granted or denied, or have they simply disappeared?

Respectfully submitted,



Bruce E. Weir
Reg. No. 48,191
Tel.: (301) 977-6009

Attachments: Cover letter (2 pages)
Petition for Revival of an Application for Patent Abandoned Unintentionally (1 page)
Response to Notice to File Missing Parts (2 pages)
Request for Copy of Notice to File Missing Parts (1 page)
Notice to File Missing Parts (1 page)
Declaration and Power of Attorney (2 pages)
Petition to Recover Fees (2 pages)

Application No. 09/578,168
Status Inquiry dated 06/08/2006

CERTIFICATE OF TRANSMISSION UNDER 37 CFR 1.8(a)

I hereby certify that this correspondence is being transmitted by facsimile on the date shown below to the United States Patent and Trademark Office as (571) 273-8300.

6/8/2006
Date

Bruce E. Weir
Signature

Bruce E. Weir
Typed name of person signing certificate

IN THE UNITED STATES PATENT AND TRADE MARK OFFICE

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JUN 08 2006

IN RE:

APPLICATION OF : Elizabeth Iftikhar
TITLE : Multimedia Method and Apparatus For Teaching
Language
FILING DATE : May 22, 2000
SERIAL NO. : 09/578,168
ATTORNEY DOCKET NO. : 3112-6

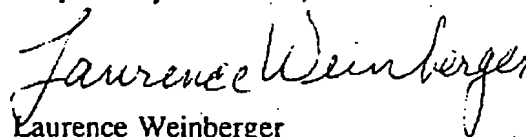
Commissioner for Patents and Trademarks
Washington, DC 20231

Please find enclosed the following documents related to the above referenced patent application:

1. *Petition for Revival of an Application for Patent Abandoned Unintentionally* along with a check in the amount of \$650 for the Petition fee;
2. *Response to Notice to File Missing Parts* along with a check in the amount of \$440; and
3. a Petition for return of fees along with a Petition fee of \$130.

March 14, 2003

Respectfully submitted,



Laurence Weinberger
USPTO No. 27,965
Suite 103, 882 S. Matlack St.
West Chester, PA 19382
610-431-1703
610-431-4181 (fax)

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the Assistant Commissioner for Patents, Washington, DC 20231.

May 14, 2003

Laurence Weinberger

Laurence Weinberger

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE:

APPLICATION OF : Elizabeth Iftikhar
TITLE : Multimedia Method and Apparatus For Teaching
Language
FILING DATE : May 22, 2000
SERIAL NO. : 09/578,168
ATTORNEY DOCKET NO. : 3112-6

Commissioner for Patents and Trademarks
Washington, DC 20231

Petition for Revival of an Application for Patent Abandoned Unintentionally

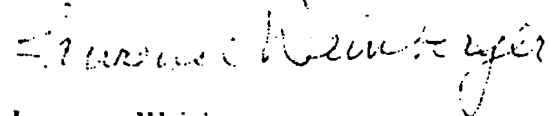
Dear Sir:

Applicant hereby petitions the Commissioner for revival of the above referenced application. The entire delay in filing the required reply was unintentional. The appropriate reply to the Notice to File Missing Parts is being filed along with this petition.

Applicant qualifies as a small entity and a check for the required small entity petition fee of \$650 is attached.

March 14, 2003

Respectfully submitted,



Laurence Weinberger
USPTO No. 27,965
Suite 103, 882 S. Matlack St.
West Chester, PA 19382
610-431-1703
610-431-4181 (fax)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE:

APPLICATION OF : Elizabeth Iftikhar
TITLE : Multimedia Method and Apparatus For Teaching
Language
FILING DATE : May 22, 2000
SERIAL NO. : 09/578,168
ATTORNEY DOCKET NO. : 3112-6

Commissioner for Patents and Trademarks
Washington, DC 20231

RESPONSE TO NOTICE TO FILE MISSING PARTS

Dear Sirs:

I received a *Notice of Abandonment* for the above referenced patent application dated May 6, 2002. The *Notice* recited that a *Notice to File Missing Parts* was mailed on August 2, 2000. However, I have been waiting for a response from the Office to the initial filing on May 22, 2000 and have never received anything except for my return post card and the Filing Receipt dated August 2, 2000. Most importantly, I never received the *Notice to File Missing Parts*.

On, July 25, 2002, I spoke to Mr. Joshua Day of the Office of Initial Patent Examination Division. He advised me to write to request that another copy of the *Notice to File Missing Parts* be sent so that I could file it along with my *Petition for Revival* of the application. I forwarded that request on July 25, 2002. I never received a response to my request. However, I was able to get a faxed copy of the *Notice to File Missing Parts*. Since I never received a non-faxed clean copy of the *Notice*, I am filing this Response with a copy of the faxed copy.

Along with the copy of the *Notice*, I have enclosed the Declaration signed by the inventor. In addition, I have attached a check in the amount of \$440 in payment of the filing fee

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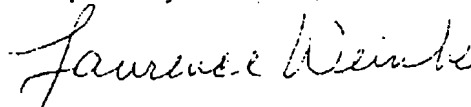
of \$375 and the surcharge fee of \$65.

Along with this Response I am filing a *Petition for Revival of an Application for Patent Abandoned Unintentionally* as well as a *Petition to recover the fees for the Petition for Revival of an Application for Patent Abandoned Unintentionally*.

Please contact me if you should need any further information.

March 14, 2003

Respectfully submitted,



Laurence Weinberger
USPTO No. 27,965
Suite 103, 882 S. Matlack St.
West Chester, PA 19382
610-431-1703
610-431-4181 (fax)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE:

APPLICATION OF : Elizabeth Iftikhar
TITLE : Multimedia Method and Apparatus For Teaching
Language
FILING DATE : May 22, 2000
SERIAL NO. : 09/578,168
ATTORNEY DOCKET NO. : 3112-6

Commissioner for Patents and Trademarks
Washington, DC 20231

Attention:

Customer Service Center
Initial Patent Examination Division

REQUEST FOR COPY OF NOTICE TO FILE MISSING PARTS

Dear Sirs:

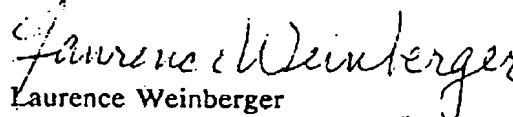
I have received a *Notice of Abandonment* for the above referenced patent application. The *Notice* recites that a *Notice to File Missing Parts* was mailed on August 2, 2000. However, I have been waiting for a response from the Office to the initial filing on May 22, 2000 and have never received anything except for my return post card and the Filing Receipt dated August 2, 2000. Most importantly, I never received the *Notice to File Missing Parts*.

Earlier today, July 25, 2002, I spoke to Mr. Joshua Day of your office. He advised me to write to request that another copy of the *Notice to File Missing Parts* be sent so that I can file it with my petition for revival of the application. This letter is, therefore, a request that another copy of the *Notice to File Missing Parts* be provided to me.

Please contact me if you should need any further information.

July 25, 2002

Respectfully submitted,


Laurence Weinberger
USPTO No. 27,965
Suite 103, 882 S. Matlack St.
West Chester, PA 19382
610-431-1703
610-431-4181 (fax)

FORMALITIES LETTER

CC000000005269642

UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
Address: COMMISSIONER OF PATENT AND TRADEMARKS
Washington, D.C. 20231

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/578,168	05/22/2000	Elizabeth Iftikhar	-

Laurence A Weinberger
882 S Matlack Street Suite 103
P O Box 1663
West Chester, PA 19380-0053

Date Mailed: 08/02/2000

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 690 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 820.

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY

**DECLARATION AND POWER OF ATTORNEY FOR
UNITED STATES PATENT APPLICATION**

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am an original, first and sole inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled:

MULTIMEDIA METHOD AND APPARATUS FOR TEACHING LANGUAGE

the specification of which was filed on May 22, 2000 as application No. 09/578,168.

I hereby state that I have reviewed and understand the content of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, Section 1.56(a).

I hereby claim foreign priority benefits under Title 35, United States Code, Section 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed: NONE

I hereby claim the benefit under Title 35, United States Code, Section 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, Section 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, Section 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

U. S. Patent Application Ser. No. 60/135,303 filed May 21, 1999

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

CLARK OPTENIM

1 of 2

POWER OF ATTORNEY: As a named inventor, I hereby appoint Laurence A. Weinberger, USPTO Registration No. 27,965, to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

Send Correspondence to:

Laurence A. Weinberger, Esq.
Suite 103
882 S. Matlack St.
P.O. Box 1663
West Chester, PA 19380

Direct Telephone Calls to:

Laurence A. Weinberger, Esq.
(610) 431-1703
Facsimile: (610) 431-4181
larry@lawpatent.com

Elizabeth Istikhar

Inventor's signature:



Date: 3.11.03

Residence: P.O. Box 117, 965 Point Seaside Avenue, Crystal Beach, FL 34681
Citizenship: U.S.A.
Post Office Address: P.O. Box 117, 965 Point Seaside Avenue, Crystal Beach, FL 34681

CLARK OPTISIM

2 of 2

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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IN RE:

APPLICATION OF : Elizabeth Iftikhar
TITLE : Multimedia Method and Apparatus For Teaching
Language
FILING DATE : May 22, 2000
SERIAL NO. : 09/578,168
ATTORNEY DOCKET NO. : 3112-6

Office of Petitions
Assistant Commissioner for Patents
Box DAC
Washington, DC 20231

Petition to Recover Fees

Dear Sir:

I received a *Notice of Abandonment* for the above referenced patent application dated May 6, 2002. The *Notice* recited that a *Notice to File Missing Parts* was mailed on August 2, 2000. I had waited for a response from the Office to the initial filing on May 22, 2000 and had never received anything except for my return post card and the Filing Receipt dated August 2, 2000. Most importantly, I never received the *Notice to File Missing Parts*.

On, July 25, 2002, I spoke to Mr. Joshua Day of the Office of Initial Patent Examination Division. He advised me to write to request that another copy of the *Notice to File Missing Parts* be sent so that I could file it along with my *Petition for Revival* of the application. I forwarded that request on July 25, 2002. I never received a response to my request. However, I was able

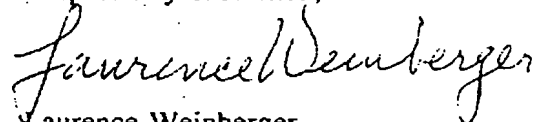
to get a faxed copy of the *Notice to File Missing Parts* which I have used with the accompanying *Response to Notice to File Missing Parts*.

I believe the Office erred in holding that the patent was abandoned. Specifically, I point to the fact that the *Notice of Abandonment* was sent 21 months after the *Notice to File Missing Parts* was presumably sent and 15 months after the end of any possible extension period which could have been obtained. I respectfully submit that it is not unreasonable to assume that there was an err by some clerical personnel who found the non-sent *Notice to File Missing Parts* 21 months after the filing receipt was sent and decided that, rather than send the *Notice to File Missing Parts*, to send out the *Notice of Abandonment* instead. I understand that this type of delay is not at all consistent with Office policy, and I certainly have never experienced this type of delay before.

The 21 month delay in sending out the *Notice of Abandonment*, and the failure to respond to my request for a copy of the *Notice to File Missing Parts* both contributed to the delay in filing the *Petition for Revival*. In view of the Office's failure to send a *Notice to File Missing Parts* and the subsequent 21 month delay in sending the *Notice of Abandonment*, I respectfully request that the petition fees accompanying the *Petition for Revival* and this *Petition* be refunded.

March 14, 2003

Respectfully submitted,



Laurence Weinberger
USPTO No. 27,965
Suite 103, 882 S. Matlack St.
West Chester, PA 19382
610-431-1703
610-431-4181 (fax)